

Analyses showed that the Fumoil consisted essentially of two preparations, namely, a bottle of volatile oil composed chiefly of eucalyptus oil with a small proportion of sulphuric acid and a package of chlorinated lime; and that the Egg a Day (and Egg o Day) consisted essentially of calcium carbonate, sodium thiosulphate, sodium chloride, iron compounds including iron sulphate, a phosphate, and small proportions of plant materials including nux vomica.

The Fumoil was alleged to be misbranded in that the following statements regarding its curative or therapeutic effects, borne on the carton and can labels, were false and fraudulent: (Carton) "Colds, bronchitis, flu and pneumonia"; (can) "Colds, bronchitis, flu and pneumonia in Poultry and Hogs."

Misbranding of the Egg a Day and Egg o Day was alleged for the reason that the cartons and circulars contained false and fraudulent representations regarding its effectiveness to develop strong healthy chickens, to prevent losses in poultry raising, to stimulate the initial cells from which yolks are formed, to supply the necessary elements in proper proportions for maximum egg production, to stimulate and quicken the digestive processes in fowls, making possible a greater degree of assimilation, to stimulate the egg producing gland in a natural manner, to promote thrift, to keep chickens healthy at all times, to stimulate the glands, build bone, make feathers, build up the blood, keep poultry in good condition at all times, to give new health and vitality to hens, to put the egg-making glands in good working condition, to insure health and thrift in fowls, to shorten the moulting period, to stimulate the development or ripening of the yolks, to cause ample secretion of albumen, to stimulate the entire system of digestion, to keep flocks healthy, and as a stimulant which would leave no bad after effects.

On January 10, 1935, no claimant having appeared, judgments of condemnation were entered and it was ordered that the products be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

**24084. Adulteration and misbranding of Katropine Antiseptic Nasal Jelly. U. S. v. 33 Packages of Katropine Antiseptic Nasal Jelly. Default decree of condemnation and destruction. (F. & D. no. 33510. Sample no. 6384-B.)**

This case involved a drug preparation which was adulterated and misbranded because of unwararanted curative, therapeutic, and germicidal claims appearing in the labeling.

On September 18, 1934, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 33 packages of Katropine Antiseptic Nasal Jelly at Newark, N. J., alleging that the article had been shipped in interstate commerce on or about August 22, 1934, by the Phoenix Drug Co., from Jamaica, Long Island, N. Y., and charging adulteration and misbranding in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of benzocaine (1.2 percent) and essential oils including menthol and camphor, incorporated in fat.

The article was alleged to be adulterated in that its strength fell below the professed standard or quality under which it was sold, namely, (circular) "Exerting \* \* \* powerful \* \* \* germicidal characteristics."

Misbranding was alleged for the reason that the following statements in the labeling were statements regarding the curative or therapeutic effects of the article and were false and fraudulent: (Carton) "Recommended for \* \* \* Hay Fever Catarrh"; (tube) "Hay Fever Catarrh"; (circular). " \* \* \* an article of outstanding merit and effectiveness as an aid to the treatment of \* \* \* Hay Fever and Sinus troubles. \* \* \* It attacks the offending organisms and it promotes the healing of the inflamed membranes. The head colds of children are particularly insidious and if left untreated may extend to the most grievous results. Infection of the middle ear, swollen glands, with the necessary operation and permanently disfiguring scars may originate with the simple head cold. Sinus infections are caused almost exclusively by malignant infection of the surrounding membranes so as to prevent proper drainage. The head cold, then, is the contributing cause of too many serious diseases to be taken lightly. Katropine offers as nearly perfect protection as has yet been devised. \* \* \* A very small amount squeezed into each nostril and drawn up by a deep breath will in most cases afford immediate and welcome relief. \* \* \* Hay Fever Sinus Infections."

On November 5, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*